

U.S. PATENT AND TRADEMARK
OFFICE

Attorney Docket No.: 080398.P350

2008 OCT - 6 PM 3:10

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:) Examiner: Ho, Tuan V.
))
) Ted J. Cooper) Art Unit: 2622
))
Application No.: 09/696,436) Confirmation No.: 3904
))
Filed: October 24, 2000))
))
For: Method And Apparatus To Provide)
 Edge Enhancements As Part Of A)
 Demosaicing Process)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

(Pursuant to 37 C.F.R. § 1.26(a))

Applicant's deposit account has been charged for two Request for Continued Examination (RCE) under C.F.R. § 1.114 in the amount of \$810.00 each. The details of this incorrect charge are outlined below.

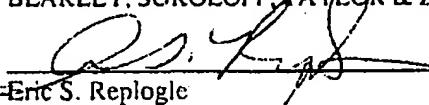
A Request for Continued Examination (RCE) under C.F.R. § 1.114 was filed on July 7, 2008 with authorization to charge Applicant's Deposit Account No. 02-2666 for the required fee of \$810.00 for the above-referenced case. An Advisory Action was then received on July 17, 2008. Applicants responded with a Request For Continued Examination (RCE) Transmittal via facsimile on July 31, 2008. Applicant was incorrectly charged \$810.00 for filing Request for Continued Examination (RCE).

Because Applicants had previously paid the one time Request for Continued Examination (RCE) under C.F.R. § 1.114 fee of \$810.00 on July 7, 2008, Applicant respectfully requests a refund in the amount of \$810.00 to be credited to Deposit Account No. 02-2666 for the duplicate payment of the Request for Continued Examination (RCE) charges.

Accompanying this request are copies of (1) Copy of Amendment Transmittal dated July 7, 2008 (2) Copy of Fee Transmittal For FY 2008 dated July 7, 2008 (3) Copy Of Request For Continued Examination (RCE) Transmittal dated July 31, 2008 (4) Copy of Facsimile Transmittal Sheet (Transmittal TO PTO) dated July 31, 2008 (5) Copy of Auto-Reply Facsimile Transmission dated July 31, 2008.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: October 3, 2008


Eric S. Replogle
Reg. No. 52,161

1279 Oakmead Parkway
Sunnyvale, CA 94085-040
(408) 720-8300

CERTIFICATE OF ELECTRONIC FILING

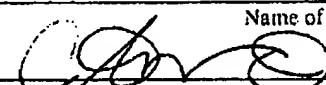
I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office via electronic filing through the United States Patent and Trademark Electronic Filing System on:

October 3, 2008

Date of Deposit

Carla Anysia Nascimento

Name of Person Mailing Correspondence


Signature

October 3, 2008

Date

AMENDMENT TRANSMITTAL

PATENT

Application No.: 09/696,436
Filing Date: October 24, 2000
First Named Inventor: Ted J. Cooper
Examiner's Name: Ho, Tuan V
Art Unit: 2622
Attorney Docket No.: 80398.P350

An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.

Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
 Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
 Applicant(s) claim small entity status (37 CFR 1.27).

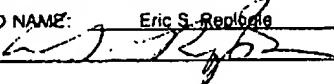
ATTACHMENTS

Preliminary Amendment
 Amendment/Response with respect to Final Office Action dated April 4, 2008
 Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
Notice of Appeal
 RCE (Request for Continued Examination)
Supplemental Declaration
Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
Information Disclosure Statement (IDS)
Copies of IDS citations
Petition for Extension of Time
 Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
Cross-Reference to Related Application(s)
Certified Copy of Priority Document
Other: _____
Other: _____
 Check(s) \$960.00 (fee for RCE – plus additional Claims Fee)
 Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Eric S. Rogan

SIGNATURE: 

REG. NO.: 52,181

DATE: July 7, 2008

ADDRESS: 1279 Oakmead Parkway

Sunnyvale, California 94085-4040

TELEPHONE NO.: (408) 720-8300

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
on July 7, 2008

Date of Deposit

Leslie Rogan

Name of Person Mailing Correspondence

July 7, 2008

Date

Signature

Express Mail Label No. (if applicable): _____

(10/14/03)

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450

FEE TRANSMITTAL FOR FY 2008

(Effective on 9/30/2007. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 1260.00

Complete if Known:

Application No. 09/696,436
 Filing Date October 24, 2000
 First Named Inventor Ted J. Cooper
 Examiner Name Ho, Tuan V
 Art Unit 2622
 Attorney Docket No. 80398.P350

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify)

 Deposit AccountDeposit Account Number : 02-2666

Deposit Account Name:

 The Director is Authorized to do the following with respect to the above-identified Deposit Account: Charge fee(s) indicated below. Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application. Charge fee(s) indicated below except for the filing fee Credit any overpayments. Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.Warning: Information on this form may become public. Credit card information should not be included on this form.
Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Large Entity	Small Entity				
Fee	Fee	Fee	Fee	Fee Description	Fees Paid (\$)
Code	Fee (\$)	Code	Fee (\$)		
1011	310	2011	155	Utility application filing fee	1,030/515
1111	510	2111	255	Utility search fee	
1311	210	2311	105	Utility examination fee	
1012	210	2012	105	Design application filing fee	440/220
1112	100	2112	50	Design search fee	
1312	130	2312	65	Design examination fee	
1013	210	2013	105	Plant filing fee	680/340
1113	310	2113	155	Plant search fee	
1313	160	2313	80	Plant examination fee	
1004	810	2004	405	Reissue filing fee	1,940/970
1114	510	2114	255	Reissue search fee	
1314	620	2314	310	Reissue examination fee	
1005	210	2005	105	Provisional application filing fee	
SUBTOTAL (1)					\$ 0.00

2. EXCESS CLAIM FEES**Fee Description****Large Entity Small Entity**

Fee	Fee	Fee	Fee
Code	(\\$)	Code	(\\$)
1202	50	2202	25
1201	210	2201	105
1203	370	2203	185
1204	210	2204	105
1205	50	2205	25

Fee Description

Each claim over 20
 Each independent claim over 3
 Multiple dependent claims, if not paid
 Reissue: each claim over 20 and more than in the original patent
 Reissue: each independent claim more than in the original patent

Extra Claims Fee Fees Paid (\$)

Total Claims 29 - 20 or HP = 9 X \$ 50.00 = 450.00

HP = highest number of total claims paid for, if greater than 20

Independent Claims 4 - 4 or HP = 0 X \$210.00 = 0

HP = highest number of independent claims paid for, if greater than 3

Multiple Dependent Claims _____ = _____

SUBTOTAL (2) \$ 450.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee from below	Fees paid (\$)
_____	- 100 = _____ / 50 = _____ (round up to whole number)	X \$260.00	_____	_____

Large Entity Small Entity**Fee Fee Fee Fee****Code (\\$) Code (\\$)**

Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):

1081	260	2081	130	Utility
1082	260	2082	130	Design
1083	260	2083	130	Plant
1084	260	2084	130	Reissue

SUBTOTAL (3) \$ 0.00

FEE CALCULATION (continued)**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

<u>Large Entity</u>	<u>Small Entity</u>	<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee Code	Fee	Fee Code	
1051	130	2051	65
1052	50	2052	25
1053	130	1053	130
1812	2,520	1812	2,520
1813	8,800	1813	8,800
1804	920*	1804	920*
1805	1,840*	1805	1,840*
1251	120	2251	60
1252	460	2252	230
1253	1,050	2253	525
1254	1,640	2254	820
1255	2,230	2255	1,115
1401	510	2401	255
1402	510	2402	255
1403	1,030	2403	515
1451	1,510	1451	1,510
1452	510	2452	255
1453	1,540	2453	770
1501	1,440	2501	720
1502	820	2502	410
1503	1,130	2503	565
1482	400	1482	400
1483	200	1483	200
1464	130	1464	130
1807	50	1807	50
1806	180	1806	180
8021	40	8021	40
1809	810	2809	405
1814	130	2814	65
1810	810	2810	405
1801	810	2801	405
1802	900	1802	900
1504	300	1504	300
1505	300	1505	300
1803	130	1803	130
1808	130	1808	130
1454	1,410	1454	1,410

Acceptance of unintentionally delayed claim for priority

Other fee (specify) _____

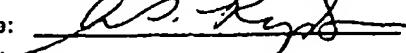
Other fee (specify) _____

SUBTOTAL (4) \$ 810.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:

Typed or Printed Name: Eric S. Reptagle

Signature: 

Date: July 7, 2008

Reg. Number: 52,161

Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Application No. 09/696,436
 Filing Date October 24, 2000
 First Named Inventor Ted J. Cooper
 Art Unit 2622
 Examiner Name Ho, Tuan V.

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114** – Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
 - a. Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
 - b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____
2. **Miscellaneous**
 - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(l) required)
 - b. Other _____
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.
 - a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2668
 - i. RCE fee required under 37 C.F.R. § 1.17(e)
 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Processing fee under 37 CFR § 1.17(l) for Limited Suspension of Action
 - iv. Other _____
 - b. Check in the amount of \$ _____ enclosed
 - c. Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Eric S. Replogle Registration No. (Attorney/Agent) 52,161

Signature /Eric S. Replogle, #52, 161/ Date July 31, 2008

CERTIFICATE OF TRANSMISSION

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Name (Print/Type) Carla Anysia Nascimento

Signature CAN Date July 31, 2008

BLAKELY 1279 OAKMEAD PARKWAY
SOKOLOFF SUNNYVALE, CALIFORNIA 94086
TAYLOR & (408) 720-8598 (Telephone)
ZAFMAN (408) 720-9397 (Facsimile)

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EXPEDITED PROCEDURE REQUESTED

FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO PTO)

Deliver to: Examiner Tuan V. Ho

Firm Name: U.S. PATENT AND TRADEMARK OFFICE

Fax Number: 571-273-8300 Telephone No.: _____

From: Eric S. Replogle

Date: July 31, 2008 Time: 12:45 PM (PDT)

Operator: Carla A. Nascimento Matter: 080398.P350

Number of pages including cover sheet: 2

In Re Patent Application of: Ted J. Cooper

Application No.: 09/696,436

Filed: 10/24/2000

For: Method And Apparatus To Provide Edge Enhancement As Part Of Demosaicing Process

Enclosed are the following documents:

1. REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Contact Information For:

Eric S. Replogle-408-720-8300x7514

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Date of Transmission July 31, 2008

Carla Anisia Nascimento
(Typed or printed name of person transmitting paper)


(Signature of person transmitting paper)

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Received
Cover
Page
=====>

07/31/2008 12:45 FAX 4087208383	BLAKELY SOKOLOFF TAYLOR	1/001
<p>BLAKELY 1270 OAKMEAD PARKWAY SOKOLOFF RUMMVALLE CALIFORNIA 94088 TAYLOR & (408) 720-6288 (Telephone) ZAFMAN (408) 720-6287 (Facsimile)</p> <p>A LIMITED LIABILITY PARTNERSHIP WITH LAW CORPORATION</p> <p><u>EXPEDITED PROCEDURE REQUESTED</u></p> <p>FACSIMILE TRANSMITTAL SHEET (TRANSMITTAL TO PTO)</p> <p>Deliver to: Examiner Tuan V. Ho</p> <p>Firm Name: U.S. PATENT AND TRADEMARK OFFICE</p> <p>Fax Number: 571-273-8300 Telephone No.:</p> <p>From: Eric B. Replogle</p> <p>Date: July 31, 2008 Time: 12:45 PM (EDT)</p> <p>Operator: Carla A. Neuchamko Matter: 090308-P259</p> <p>Number of pages including cover sheet: 2</p> <p>In Re Patent Application of: Ted J. Cooper</p> <p>Application No.: 09/698,434</p> <p>Filed: 10/24/2000</p> <p>For: Method And Apparatus To Provide Edge Enhancement As Part Of Document Processing</p> <p>Enclosed are the following documents:</p> <p>1. REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</p> <p>Contact Information For: Eric B. Replogle-509-720-8209/7614</p> <p>CERTIFICATE OF TRANSMISSION</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on:</p> <p>Date of Transmission: July 31, 2008</p> <p>Sada Amane, Replogle (Typed or printed name of person transmitting paper)</p> <p><i>[Signature]</i> (Signature of person transmitting paper)</p> <p>CONFIDENTIALITY NOTE</p> <p>The documents comprising this transmission contain information from the firm of Blakely Sokoloff Taylor & Zafman LLP and are confidentially privileged. The information is intended to be for the use of the individual or entity named on this document only. If you are not the intended recipient, do not read, copy, disclose, distribute, or use of the contents of this document. If you have received this document in error, please notify us by telephone immediately so that we can arrange for the return of the original documents if so requested by you.</p> <p>IF YOU ENCOUNTER ANY DIFFICULTY IN RECEIVING THE ABOVE PAGE, PLEASE CALL (408) 720-6288 AND ASK FOR THE OPERATOR NAMED ABOVE.</p>		

PAGE 12 - EOD AT 07/31/2008 3:45:17 PM [Eastern Daylight Time] 09215970-07325-417 09215970-07325-417 09215970-07325-417 09215970-07325-417 09215970-07325-417

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JUL 31 2008

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

Application No. 09/696,436
 Filing Date October 24, 2000
 First Named Inventor Ted J. Cooper
 Art Unit 2622
 Examiner Name Ho, Tuan V.

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 - a. Previously submitted If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ (Any unentered amendment(s) referred to above will be entered. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other _____
 - b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____
2. **Miscellaneous**
 - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months. Fee under 37 C.F.R. § 1.17(l) required)
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3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by C.F.R. § 1.114 when the RCE is filed.
 - a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666
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 - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
 - iii. Processing fee under 37 CFR § 1.17(l) for Limited Suspension of Action
 - iv. Other _____
 - b. Check in the amount of \$ _____ enclosed
 - c. Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) <u>Eric S. Replogle</u>	Registration No. (Attorney/Agent) <u>52,161</u>
Signature <u>/Eric S. Replogle, #52, 161/</u>	Date <u>July 31, 2008</u>

CERTIFICATE OF TRANSMISSION

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Name (Print/Type) <u>Carla Anysia Nascimento</u>
Signature <u>CAN</u>
Date <u>July 31, 2008</u>

08/01/2008 HMARZII 00000013 022666 09696436

01 FC:1801 810.00 DA

PAGE 2/2 *RCVD AT 7/31/2008 3:37:49 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-642 * DNS:2738300 * CSID:4087208383 * DURATION (mm:ss):01:14

Adjustment date: 10/07/2008 HDESTA1
 08/01/2008 HMARZII 00000013 022666 09696436
 01 FC:1801 810.00 CR